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The following constitutes the order of the Court.  
Signed: March 18, 2019

*M. Elaine Hammond*

M. Elaine Hammond  
U.S. Bankruptcy Judge

Attorneys for the Debtors

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

In re

CECCHI GORI PICTURES, a California  
corporation; CECCHI GORI USA, INC.,  
a California corporation,

Debtors.

Case No. 16-53499  
(Jointly Administered with Case  
No. 16-53500)

Chapter 11

**ORDER APPROVING DEBTORS' APPLICATION  
FOR ORDER AUTHORIZING EMPLOYMENT  
OF BRUTZKUS GUBNER ROZANSKY SEROR  
WEBER LLP AS SPECIAL LITIGATION  
COUNSEL**

[No Hearing Requested]

1           Upon the Application of the above-captioned debtors (the “Debtors”) for an Order Authorizing  
2 Employment of Brutzkus Gubner Rozansky Seror Weber LLP (“Brutzkus Gubner”) as Special  
3 Litigation Counsel (the “Application”) filed on March 6, 2019, pursuant to 11 U.S.C. § 328 of Title 11  
4 of the United States Code (“Bankruptcy Code”), effective as of February 28, 2019 and on the terms set  
5 forth in the Application, and upon the Declaration of Steven T. Gubner in Support of the Application  
6 filed concurrently with the Application, and it appearing that due and proper notice of the Application  
7 was given, and having found no objections to the Application having been filed; and good cause  
8 appearing therefor:

9           **IT IS HEREBY ORDERED THAT**

- 10           1.    The Application is approved.
- 11           2.    Brutzkus Gubner is employed as the Debtors’ Special Litigation Counsel effective as of  
12 February 28, 2019, and Brutzkus Gubner is authorized to perform the services set forth in the  
13 Application;
- 14           3.    Brutzkus Gubner’s compensation shall be entirely dependent on the firm obtaining a  
15 recovery for the Debtors and Brutzkus Gubner shall be compensated as provided for in the Application.
- 16           4.    Brutzkus Gubner and the Debtors reserve the right to request a fee enhancement or bonus  
17 for Brutzkus Gubner if appropriate.
- 18           5.    Diamond McCarthy LLP has waived any claim, including any *quantum meruit* claim, in  
19 connection with services provided to the Debtors in the BNR Litigation, against either of the Debtors’  
20 estates or directly against any recoveries obtained in any of the Adversary Proceedings.
- 21           6.    Any purportedly secured claim against proceeds from litigation claims of the Debtors  
22 brought on behalf of the bankruptcy estates shall not be entitled to attach to the contingency fee portion  
23 of the recovery, or the reimbursement of costs or expenses advanced by Brutzkus Gubner.
- 24           7.    In the event the bankruptcy cases are dismissed prior to approval of a settlement or entry  
25 of a judgment in any action in which Brutzkus Gubner shall serve as Special Litigation Counsel for the  
26 Debtors, Brutzkus Gubner shall be entitled to, and provided the opportunity to, apply prior to such  
27 dismissal, for allowance and payment of an administrative claim for all of its fees incurred, based on its  
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1 usual hourly rates, plus a multiple thereof, as approved by the Court, plus its costs, including hourly fees  
2 incurred to date.

3 8. The Court retains jurisdiction with respect to all matters arising from or related to the  
4 implementation of this Order.

5 \*\* END OF ORDER \*\*  
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**COURT SERVICE LIST**

*Registered ECF Participants*